GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Commercial Taxes Department – Sri K. Hanumantha Rao, the then Commercial Tax Officer, Bowenpally Circle and presently Deputy Commissioner (ST), O/o Chief Commissioner of State Tax, A.P, Vijayawada (Now retired) - Allegation of passing waiver orders without verifying the VAT collection in collusion with the dealer - Departmental action for violation of conduct Rules - Article of Charges issued – Written Statement of Defense received – Inquiry Authority appointed – Another Inquiry Authority appointed - Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.RT.No. 435 Dated: 13-07-2021
Read the following:-

1. G.O.Rt.No.218, Rev (Vig.II) Dept., Dt:08-02-2018.
2. Written Statement of Defence of Sri K. Hanumantha Rao, the then Commercial Tax Officer, Bowenpally Circle and presently Deputy Commissioner (ST), O/o Chief Commissioner of State Tax, A.P, Vijayawada (Now retired).
3. G.O.Rt.No.726, Rev (Vig.II) Dept., Dt:08-07-2019.
4. G.O.Rt.No.727, Rev (Vig.II) Dept., Dt:08-07-2019.
5. G.O.Rt.NO.900, Rev (Vig.II) Dept., Dt.17.11.2020.
6. CCST's ref.No.V1/564/2015, Dt.20.01.2021.

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O R D E R :

In the reference 1st read above, disciplinary proceedings have been initiated against Sri K.Hanumantha Rao, the then Commercial Tax Officer, Bowenpally Circle and presently Deputy Commissioner (State Tax), O/o Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada (Now retired) under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 by framing Article of Charge for passing assessment order in respect of M/s. Suvarna Durga Bottles Pvt., Limited, dealer selling old empty bottles and waived tax of Rs.1,52,33,179 (Rs.85,01,735/- for the year 2008-09 and Rs.67,31,984/- for the period from April 2009 to 08.10.2009) without verifying the conditions laid down in the Government Memo.No.26784/CT-II(1)/2012-8, dated:10.07.2013, causing loss to the exchequer and wrongful gain to the dealer. In reply to the charges, the Charged Officer has submitted his Written Statement of Defence, vide his representation 2nd read above. After examining the said Written Statement of Defence, Government, vide G.O 5th read above, have appointed Sri K.Ravi Sankar, Additional Commissioner of State Tax, O/o Chief Commissioner of State Tax as Inquiring Authority for conducting inquiry into the charges framed against Sri K.Hanumantha Rao, the then Commercial Tax Officer, Bowenpally Circle and presently Deputy Commissioner (State Tax), O/o Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada (Now retired).

2. Sri K.Ravi Sankar, Additional Commissioner of State Tax, O/o Chief Commissioner of State Tax who was appointed as I.A. in this case, has submitted a representation wherein he has requested the Govt., to appoint another officer to inquire into the charges framed Sri K.Hanumantha Rao, the then CTO, Bowenpally Circle (Now retired), due to work in O/o. CC(ST) and as Departmental Member, A.P.VAT Appellate Tribunal at Visakhapatnam (FAC).

3. Government after careful examination of the matter and in modification of orders issued in GO 5th read above, hereby appoint the Sri Krishna Mohan Reddy , Additional Commissioner (State Tax) as Inquiring Authority, in place of Sri K.Ravi Sankar, Additional Commissioner of State Tax, O/o Chief Commissioner of State Tax for conducting inquiry into the charges framed against Sri K.Hanumantha Rao,

(P.T.O)

the then CTO, Bowenpally Circle and presently DC (State Tax), O/o Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada (Now retired) in terms of Sub-Rule-(2) of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991. The Inquiring Authority shall submit his inquiry report to Government within a period of two months from the date of receipt of this order with his own attestation, in duplicate.

4. Copies of the Article of Charge framed against the Charged Officer and the Written Statement of Defence etc., are enclosed.

5. Sri D. Ramesh, Additional Commissioner, O/o Chief Commissioner of State Taxes who was appointed Presenting Officer vide G.O 4th read above shall continue as Presenting Officer in this case.

6. The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri Krishna Mohan Reddy , Additional Commissioner (State Tax) O/o Chief Commissioner of State Tax *(**through** the Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada)*

Sri K.Ravi Sankar,Additional Commissioner of State Tax, O/o CC(ST), *(**through** the Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada)*

The Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada.

Sri D.Ramesh, Additional Commissioner, O/o Chief Commissioner of State Taxes *(**through** the Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada)*

Sri K. Hanumantha Rao, the then Commercial Tax Officer, Bowenpally Circle and presently Deputy Commissioner (State Tax), O/o Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada (Now retired) *(**through** the Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada).*

Copy to:

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Secretariat Building No.5, Velagapudi, Guntur District.

The Director General, Vigilance & Enforcement, Andhra Pradesh, Vijayawada.

SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER